G. R. S. IX-5]

Previous references.

File No. 184-16

1916.

Serial Nos. 1142

(Murugai)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1142.

Part B for Oct. 16.

SUBJECT.

Procession of the Murgi Natt Swami at Komaralli, Tiptur Taluk.

To

The petnr. No. 887 D. 20-10-16.

States that the G. O. relied on by them does not relate to their claim & that they, if so advised, may seek for the declaration of their rights in a Competent Court.

No. 887. Copy to D. C. Tumkur

W D 88—GPB—50,000—24 7-16

D. R. Abbadorai
Bor. Fit D. 6—11

G. R. S. 11] 1915.

GENERAL AND REVENUE SECRETARIAT.

(Muznai)

NOTES.

File No. 184-4

FILE HEADING.

Procession of the Swami of Murugi mutt at Honnavalli in the Tiptur Taluk.

From

The Brahman Community of Honnavalli.

~~No.~~ Telegram Dated 5-10-16 Received 7-10-16

Diary No. 622	Enclos.	Spare Copies.	Serial No. H

BRIEF ABSTRACT OF LETTER.

Complain that notwithstanding protestations, many Swami's procession was carried in Brahmans' quarters at Honnavalli on the 3rd inst at 10 A.M. against memorial, Police Supdt and Amildar being present pending receipt of endorsement

NOTES AND ORDERS.

to their memorial

Two petitions nos 564 and 567 signed by a number of residents of Honnavalli have been put up the petrs complaining that in August 1915, when the Murugi Swami

Serial No.

visited Hosmanalli, there was a dispute whether the Swami could go in procession in Brahmin Agrahara and there started canvassing to manual. The then Dy. Commr. after holding an exhaustive enquiry submitted a report to Govt, and in order No 1219-26 Dy 16.9.1908, the Dy. Commrs. action about questions of local manual (by which, accordingly to pchs, the mutt Swami should not go in procession in Brahmin Agrahara) was accepted by Govt — they further complain that while this order was in force, on the complaint of certain Lingayat residents of Hubli, another order was passed on 12th Dec 1910 wherein it is mentioned that local manual based upon judicial decisions express Govt orders have to be respected and not those that are to be newly enquired into and decided. The petitioners contend that the order of 16th Sept 1907 is in force, and that according to the order which decides local manual at Hosmanalli, the Swami is not permitted to go in procession

7g

7g. U

NOTE—Contn. sheet.

GPB—70,000—17 12 15

G. R. S. 12]

General and Revenue Secretariat | Imp File No. of 1916

Serial No

in the Brahmin Agraharam of Hunnavalli in their telegram to the Taluqdar, they report that the Sarvamanya in possession of Brahmin widows

they pray that the titles may be carried into the sale-deeds to be executed by the

Wire for the connected files. ~~It is to be sent to~~

Original files nos 65-08 and 650 Sls 1-9 containing the Govt orders of 16th Septr and 12th Decr, 1908 are submitted.

N (RH) 9.10.16

Certain residents of Honnavalli Tiptur Taluk have approached Govt. with a view to seek for an authoritative title- p 7.10. precedent

NOTE—Contn sheet

GIP—70 000—17 12 16

General and Revenue Secretariat.

Miz File No. of 1916

Serial No.

Certain residents of Honnavalli, Tiptur Taluk have approached Government with a view to seek for an authoritative interpretation of para 11 of the Government Order dated 12th December 1908. It is contended that the Government Order of 16th September 1908 was in effect a confirmation of the findings of the Deputy Commissioner that procession of the Murgi Swami should conform to the existing local mamul at Honnavalli which among other things preclude entry of the procession into the Brahman streets and that consequently the claim of the applicants to such exclusion being one previously recognized by Government is protected from infringement under para 11 of the order of 12th December 1908.

So far as this contention is concerned, it is to be said that though the Deputy Commissioner's letter of 5th September 1908 on which the first of orders was passed makes allusion to certain findings of the Sub Division Officer regarding local mamul. the Government Order does not give any specific recognition to any of them, but only accords approval to the view of the Deputy Commissioner that local mamul should be respected. The order of 12th December 1908 purports to explain and amplify this direction and must therefore be taken together in arriving at any decision regarding the claim of local mamul by the applicants.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

Serial No.

Apparently the applicants have no judicial decision or order of Government giving explicit support to their claim which require therefore to be protected at the hands of Government. They may seek a declaration of their right if so advised by having recourse to a competent tribunal.

In this connection it is a matter for consideration whether the proposition that only individual claims which have been already recognized by Government or upheld by judicial decision can be allowed, is not too broadly stated. In a Hindu State like Mysore which takes cognizance of hoary customs and usages and rules of etiquette and precedence between individuals and classes, it is perhaps not incorrect to qualify the general right vested in any member of the Public to pass in procession along a public road and it would seem that the recognition of a counterclaim should not be restricted only to cases already supported by a judicial decision or a Government Order which obviously could not have recorded a finding where a person visits a place for the first time. At page 7 et seq. of the Mysore Chief Court reports Vol VII, the whole question has been examined and the Court makes a distinction between an Established Mamul and a right acquired by Mamul. However this may be it is a matter for the local magistracy to so regulate the procession that the minimum of annoyance is caused to the other communities by prescribing the route which not avoiding the

Serial No.

important streets, may still leage out those where the Swami has no following or which lies outside the ordinary line of access to the Swami's place of residence.

The entry of the Swami into Honnavalli has already taken place without any disturbance and it is a matter for consideration whether it is now necessar to give any endorsement on the point raised by them. A draft endorsement is however submitted for approval or other orders.

lca
1st member) 13.10.16

It is a useless complaint which will always come up & will in such cases. The P.D. report & the endorsement & some clear & express to further elucidation. I think it is desirable & let him [illegible] Issue an endorst. in reply & issue [illegible] telegram.
The draft endorst. part of is approved

WCS
17/10/16

Issue and submit for information

2103/22.10.16

lca
15.10.

Seen

NOTE—Co tn sheet.

PB—65,000—17-6-12.

G. F S. 12]

General and Revenue Secretariat.

File No. 184 of 1916

Serial No. 1

No 887 dt 20.10.16, to the petrs (Mr A Ramaswamy & others), states that the S.C. cited on by them does not record any specific finding re their claim to which the conduct of the processions in question & that they may, if so advised, seek for declaration of their right in a competent court.

No 888 dt 20.10.16, to Dc of Tumkur forwarding a copy of the above for info.

NOTE—Contn. sheet

DIARY No. 622

10/6/1917
SECTION Mesopotamia
SERIAL No. 11

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Cumlas & wps 5.11.16

POSTS TELEGRAPHS. DEWAN'S OFFICE.

NOTICE.

This form must accompany any inquiry made respecting this Telegram

Date of Receipt 5-10-16 Office Stamp

Rs. As. On Rear. No 9905

Handed in at (Office of Origin)	Date	Hour	Minute	Service Instructions.	Words.
Formalli	5	1	27		46

Received here at 1 P.M. 5

Dewan of Alipore

Kotwithstanding precautions taken Burmese gunboats Formalli this week after 10 AM opened fire

N B — The name of the Sender telegraphed is written after the text.

Calcutta—No. 636 P. O.—8.2.16—41,500.

N B —Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

W D 81—GPB—60,000—20.7.16

G.R.S. III—3]

DIARY No 622

10/6/17

SECTION Mew

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

POSTS TELEGRAPHS.

NOTICE. This form must accompany any inquiry made respecting this Telegram.	Charges to pay. Rs.	As.	Office Stamp.

Handed in at (Office of Origin)	Date	Hour	Minute	Service Instructions.	Words
				Read here at H	M.

Superintendent and Accountant
Acting President forwards receipt
of Endorsement to Cir[illegible]
Brahmin Community
Ahmednagar

N B—The name of the Sender in telegraphic, is written after the text.

Lal Chand & Sons, Calcutta—No. 630 P O.—28-2 16—41,000 Bks

Yours Sincerely
L Krishnarao

N B—Should routine notes be written on sm
the notes must be copied, or slips pasted on
this form

W D 81—GPB—60,000—20 7 16

G.R.S. III—3]

DIARY No. 622

10/6/1917

SECTION Mesopotamia

FILE No. 16/4/16

SERIAL No. 11

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

No 86

Wire up and Subject. air raid Rec 7/10/16.

Answered 7-10-916

My dear Mr Graham — Yesterday

Here is a telegram received by the Secretary from the Bishop Communicate to Mr ... available about Nasiriyah prisoners. Please ascertain facts from the Department if necessary & in the light of orders send a reply & a copy for the information of the Secretary

Yours sincerely
L Kyle Meredith

N.B —Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W D 84—GPB—60,000—20 7 16

PART No. 4-16/

19/6-19/7.

DESTION

FILE No.

SERIAL No.

9

By regd post
x 4.9.16.
BVRM

Ok

అగ్రహారశ్రేణులు మంతొద్దర్లకు తడుదాం అంపుల్లారుచ
నవయూదిల్లదబ్బిరువవివాదాస్పదవాడుష్టంబిబ్లువంబబి
రుడేనిశిలుత్పవబరుగిసిద్దరవిమంపుదల్లతపకూరుతి॥
తతిశ్వాబుతవిమిషనరుసాహేబరవరల్లు అభిజ్ఞాందిర్వూతి
ద్దరవోలేక్లళదడద్దుభస్తవస్కరశ్రీర్లదదాబులేకళ్ళు.
డాబుతపవూతిసితోంతురవహూమకోలపు భూతియుపర
శనిజోయిందనదతివపురుగిక్లావిగళ్ళుశ్రీరుపవూమూలు
బుత్పవబరుగిశిద్దువశ్రీరుబువార్త్తబందద్దరవోంతే
ఆవపుందేబ్రార్థణారలగ్రడాంరశ్రీణువపుంతాద్దర్లు
బుత్పవవన్నువపురుగిక్లావిగళ్ళుపవూతిరోళ్ళలూగ
డింతపవాంతిపవూతిశిదతపుపకూరు(తి॥తోశ్వాబుతర
విమిషనరుసాహేబరవరరుశిం శ్రీకారంబూవబిరు
డుగళ్ళుబువంబోలగినదేబ్రార్థణారశ్రీణుగళ్ళు
మంబ్లుతిబమబూంతిశ్రీంబూణాబిళ్ళతియిసిదశుడతి
పపుపుగిక్లావిగళ్ళుషినవన్నుళోందిదశ్రీంకూరు
సౌవర్ణవోంటినవరల్లు1-9-1908రల్లుపిర్యాదు
పూతిద్దరవోంలేతపకూరుతి॥తోశ్వాబుతవిమిషనో
సాహేబరవరతా॥15-9-1908నోవతరదింపున్నుతరిసి
తోంతుషినవన్నుళోందిదశ్రీంపర్ట్రీంకూరుతపడాబు
బరవరసౌవర్ణవోంటినవరుతా॥16-9-1908నోవంతుం
12(2-26నోనంబర్ప్రోశితింస్రీక్రికారళోన్నుళళ్ళింప
రూమూలుతద్దతింపుపిషింపదల్లుశపుపకూరుతి॥
తోశ్వాబుతవిమిషనరుసాహేబరవరుపూతిదతీర్ద
నవన్నుబప్పిరుత్తారే.

మూనేబిద్దాన్భుతీనశుడరిబిత్రదునద్దతపురుగిక్లా
విగళ్ళుడూలతిబమూరిసిబందిరువదల్లదీబదీల
క్ట్రోబర్1-2తుదారిణుగళ్ళుతీబ్రోరిసిబరబోకిం
దిరుత్తారేడూసిలవరుబరువభూనదల్లు అవరవుత
శ్నరిసినిబంధనేంమూనిరుతశ్రీణుగళ్ళు అవరుసో
శ్నరాంనిరుడాదింపుల్లు శింతబురుదునళ్ళనిశిలుత్పవ
పూతిరోంతుశిష్యుబద్దనేపూతిరోళ్ళలునిషిద్ధిదా
దలవకాశవిద్దాన్భులతిద్దవాదపూనద్దబిట్టు అ
మూవశ్యకతిగాగిబ్రార్థణారపూత్రవోవుతప్ప ఇవరళ
శ్నరల్లుదబితరవుతశ్నద్దరుపూత్రవోబితరతశ్నలూషో
తణుగిలవకాశమాదతివాదాబ్నుదవాదపూంపూర్తి

Encl: to Govt. letter with Govt. No. 887 M1 dated 20/10/16.

~~5 644~~

DRAFT No. 564

1916-1917
SECTION
DATE
SERIAL No.

To.

The Secretary to the Government of Mysore,

Muzrai Department.

Sir,

We the undersigned, the residents of Sonnavalli, a village, in our District, most respectfully beg to submit as follows:-

In August 1908 the Deputy Commissioner of Shimoga visited Sonnavalli for the first time and went in procession through all the public streets of the place with several persons carrying the Holy Cross and to the accompaniment of the Christian music, which was a violation of the Hindu religious feelings and which was objected to by the Hindus of the village, and a petition was presented to the Deputy Commissioner, Shimoga, praying that he would be pleased to prevent the recurrence of such acts in future, but the Deputy Commissioner, Shimoga, refused to interfere in the matter and directed the petitioners to approach Government for orders.

From the enclosed copy of Government Order No. 1719- dated 10th December 1908, it will be seen that the Deputy Commissioner of Shimoga, one of the defendants, has been censured by Government, and directed by Government, in the Government Order No. 6666-69- dated 11th December 1908, a copy of which is also enclosed herein, not to proceed on the complaint of the Hindu residents of Sonnavalli, but to refer them to the local Panchayat, based upon Judicial decisions of the Privy Council and other Orders now to be respected and not to be violated, to be duly enquired into and decided.

Now the said Panchayat is coming to Sonnavalli on the 22nd instant to go to Sonnavalli on record time. Articles of the petitioners petitions to the Assistant Commissioner to be sent to him also praying for directing the Swami not to go in procession violation of the local Panchayat recommended by Government, in

their order of the 16th September 1908 quoted above. The Amildar sent for us and orally told us that the said Government Order has been cancelled by the subsequent Government Order of the 14th December 1908 mentioned above.

From a perusal of the subsequent Government Order of the 14th December 1908, it will be seen that the local Mamool at Ponnavalli, already enquired into and decided by the Deputy Commissioner under the authority conveyed to him in Government Proceedings of the 16th September 19[illegible], has not been interfered with at all by Government.

Under these circumstances, we do not know what makes the Amildar feel doubt as to the validity of the Government Order of the 16th September 1908. When we approached the Deputy Commissioner on this point, he was pleased to say that as our contention is about the interpretation of the Government Order of the 14th December, 1908 we must have the same decided by you.

Hence, we humbly pray that, after going through the enclosed Government Orders, you may be favoured with an endorsement as to whether so much of the Government Order of the 16th September 1908 as approves the Kreport of the Deputy Commissioner regarding the existence of the Mamool at Ponnavalli stands good even now or not.

As the Swami is intending to visit Ponnavalli in two or three days, we pray for treating this matter as urgent, and also pray for issuing an order to stop procession till this is disposed of.

I remain,

Sir,

Your most Obedient Servants,

H Ramaswamiah

[illegible]

Dated. 2-10-1916.

S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

No 887 dt 20/10/16
M 7 1846 16 Petn Endo of
Endorsement No 564.

With reference to their petitions dated the 29th Sept and 2nd Oct 1916 and subsequent their telegram dated the 3rd Oct 1916 to the Dewan of Mysore, complaining that in spite of protestations the procession of the Murgi Soamigalu was carried the Brahman quarters at Honnavalli Contrary to Samil and previous orders of Govt, Mr A Ramaswamaiya and other Brahman residents of Honnavalli are informed that Govt order No. 490-9 dated Dt. 65-08-9 12th December 1908 has recorded no specific finding of their claim to restrict the Conduct of the procession of the Murgi Mutha in the Streets of Honnavalli and

GPB—20,000—7 7-14

advised 15

~~desire~~ they may seek for a declaration of their right in the matter by having recourse to a Court of Competent Jurisdiction

2. The enclosures to their petition of the 8th inst. are returned herewith.

WWS.
17/10/16

By order

(Sd.) W. W. S.
for Chief Secy. to Govt.

Copy of the above is forwarded to the Dy. Comm^r of the Tuticorin District for information.

No 888
Dy 20.10.16
M7 184-16-B

By order,

(Sd.) W. W. S.
for Chief Secy to Govt.